IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

WEDNESDAY, THE 7TH FEBRUARY 2007 / 18TH MAGHA 1928

Crl.MC.No. 299 of 2007()

CP.5/2007 of JUDL. MAGISTRATE OF FIRST CLASS COURT, ADIMALI
CRIME NO.192/2006 OF VELLATHOOVAL POLICE STATION

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PETITIONER: 3RD ACCUSED

SHAJI, S/O.CHANDRAN,
AGED 25 YEARS, CHIYARATHIL, POST,
SUKAPURAM, (VIA) EDAPPAL, MALAPPURAM.

BY ADV. SRI.BIJU M.JOHN

RESPONDENTS: STATE

STATE OF KERALA, REP. BY DEPUTY
SUPERINTENDENT OF POLICE, C.B.C.I.D.,
THODUPUZHA, IDUKKI DISTRICT, THROUGH
PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

BY PUBLIC PROSECUTOR SRI.SU NAZER

THIS CRIMINAL MISC. CASE HAVING COME UP FOR ADMISSION ON 07/02/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R.BASANT, J

Crl.M.C.No.299 of 2007

Dated this the 7th day of February 2007

O R D E R

The petitioner was directed to be released on bail as per order dated 01/01/2007 in B.A.No.7645 of 2006 subject interalia to the condition that the petitioner must himself make available before the investigating officer between 9 a.m and 11 a.m on all wednesdays. The learned counsel for the petitioner submits that the co-accused has already been released on bail without any such conditions. Chargesheet has already been filed also. In these circumstances, the condition that the petitioner must appear before the learned Magistrate on all dates of posting may be deleted, it is prayed. The learned Public Prosecutor does not oppose the said prayer. The petitioner's presence may be ensured before the investigating officer as and when directed, if necessary, it is prayed. I am satisfied that the request can be allowed.

2. In the result, this Criminal Miscellaneous Case is allowed. The condition that the petitioner must report before the investigating officer between 9 a.m and 11 a.m on all

wednesdays is modified and it is directed that hereafter the petitioner need appear before the investigating officer as and when directed in writing by the investigating officer to do so.

(R.BASANT, JUDGE)

jsr

R.BASANT, J

C.R.R.P.No.

ORDER

21ST DAY OF JULY 2006